Murray City Municipal Council Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 2nd day of August 2005 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

Krista Dunn, Council Chair
Pat Griffiths, Council Member
Jim Brass, Council Member

Robbie Robertson, Council Member
Jeff Dredge, Council Member

Other who attended:

Daniel Snarr, Mayor

Jan Wells. Chief of Staff Rondi Knowlton Jefferies, Mayor's Office Frank Nakamura, City Attorney Shannon Huff Jacobs. Council Director Carol Heales, City Recorder Pete Fondaco, Chief of Police Fire Chief Gilbert Rodriguez, Randy Willden, **Battalion Chief** Patrick Cullen, Fire Department Andy Walkingshaw, Fire Department Lora Jepson, Fire Department

Lora Jepson, Fire Department
Kevin Fellows, Fire Department
Russ Blank, Fire Department
Jonathan Jastram Fire Department
Shane Stratton, Fire Department
Fire Department
Former Fire Chief

Paula Camp, Former Fire Chief's wife
Aimee Camp, Former Fire Chief's daughter
Colleen Camp, Former Fire Chief's mother
Al Camp, Former Fire Chief's father
Scott Baker, Chamber of Commerce

Brandon Horrocks, Boys & Girls Club of South Valley

Crystal Liechty, Cathy McKitrick Boy Scouts, Murray Journal Salt Lake Tribune

Troop

A. **OPENING CEREMONIES**

Citizens

1. Pledge of Allegiance

Randy Willden, Fire Department

2. Approval of Minutes

Ms. Griffiths made a motion to approve minutes of July 19, 2005 with corrections.

- 3. Special Recognition(s)
 - a. Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah, for Commendation of Murray City Fire Chief Blair Camp.

Mr. Robertson read the Joint Resolution.

Ms. Dunn made a motion to adopt the Joint Resolution.

Ms. Griffith 2nd the motion

Call Vote Recorded by Ms. Heales

AYE/NAY

A Mr. Brass

A Ms. Griffiths

A Ms. Dunn

A Ms. Dredge

A Ms. Robertson

Motion passed unanimously.

Ms. Griffiths expressed her appreciation to Chief Camp for his dedicated service. She said it has been a pleasure working with him.

Mayor Snarr noted that Chief Camp is well respected in our community and he has an opportunity to go on and do some other things with his life. The mayor admires his decision to move on. Sometimes it is difficult for us in life to say "I've served well, but there are other opportunities on the horizon." He is a young man too that is what is amazing, but he has been dedicated to serving Murray City as a Firefighter for 26 years and that is an accomplishment.

The Mayor presented Chief Camp with the Joint Resolution.

Chief Camp noted, after he blubbered through his words at the Open House the other day, he thought he better write down a few things today to kind of help himself..

Chief Camp thanked the City of Murray for being such a wonderful employer for the last 26 years. This is such a great place to work, and a great place to live. He is really proud of the opportunity he had to work for Murray City. It was a tough decision to retire. He has watched the organization grow from mostly a volunteer organization to full-time career department.

Chief Camp said when he was hired on the department had just recently and very reluctantly taken over medical assist calls, which were handled by the police department before. They did it in one squad with two EMT's on it, and it was a battle in the morning to decide who was going out there. There were three EMT's on each shift, and two of them rode the squad. The squad went on every call that came in of every type.

Chief Camp noted today the department runs a State of the Art Paramedic Service. They run a minimum of two paramedic rescues each day and on some days they have three serving the City. There is only one component missing in the EMS service and that is the ambulance transport. Hopefully the City will support the pursuance of an ambulance licensor in the future. That is important and something the fire department should provide.

Chief Camp was pleased with the emphasis he gave to Fire Prevention. He took a little bit of criticism over the sprinkler ordinance, it is a little bit more restrictive than the code. He was pressured more than once to relax that and go back to the old code, but it didn't go back and he feels good about that and appreciates the Council support of maintaining the more strict fire sprinkler code.

Chief Camp continued, he has left the department with very good equipment. We have very good apparatus thanks to support from Mayor and the Council from previous years. In addition to the General Fund dollars that have been allocated, the department has received hundreds of thousands of dollars, literally, in federal grant monies to purchase hazardous material response equipment, hazardous material trailer, even 1-1/2 ton truck to pull the trailer. A mobile command vehicle which is being built right now and will be delivered at no cost to the General Fund. A lot of that work was due to the work and diligence of Battalion Chief Randy Willden.

Next year a new aerial ladder truck will need to br replaced. The ladder truck is the only piece of equipment left that was here when Chief Camp started and it is due to retire as well.

Chief Camp said he is proud of the emphasis that he gave to the Training Education and Employee Development. He believes Murray's people are better trained and better prepared than every before. He has allowed decisions to be made at the lowest level of the organization and that was uncomfortable to some people and it still is, but he believes the department is better and the employees are better because of that.

One of Chief Camp's disappointments was his inability to acquire an adequate practical training facility for the Fire Department. Training is probably the most important activity the fire department does outside of going on an actual emergency call. They have had to improvise training over the years and have done a good job of it. It is getting harder and harder to do, and he hopes the City will support efforts in the future toward getting a practical training facility for the Fire Department.

Chief Camp said he hopes the City will support a new Emergency Operations Center in the future whether it be in a Public Safety building or some other way. He has had concerns about the City preparedness in the event of a major emergency and a new EOC is certainly needed. A dedicated Emergency Manager would be a real asset to the City as well.

Chief Camp continued, another challenge the department and the City will need to face is serving the East Side of Murray City with Fire Protection. He hopes the Council and Mayor have open minds as you consider the options presented to the Council.

In conclusion, Chief Camp hoped that he has left the Fire Department in just a little better shape than when he found it and took over its reins. He has learned a lot and has enjoyed the friendships that have resulted from his time at the Fire Department. He wishes the very best for Chief Rodriguez and the other administration. There are a lot of fine men and women in that department. He is not going far, he is still a resident of Murray, he has lived in Murray for 30 years and they just spent 10's of thousands of dollars remodeling and adding onto their home so they are not going anywhere. He will still be around as a citizen.

Ms. Dunn asked Chief Camp to introduce his family. He introduced his wife Paula, daughter Aimee, mother Colleen and father Al.

Ms. Dunn thanked Chief Camp for his service to the community and for his friendship. She has truly enjoyed working with him for the last six years while she was on the Council. We are all going to miss him here in Murray.

Ms. Dunn added, knowing that Public Safety is one of the very basic things that the City has created, Chief Camp, we appreciate you making it better.

Mr. Brass wished Chief Camp good luck on whatever you chooses and added it has been a pleasure.

Mr. Dredge feels as a management style, he chooses good people, trust them and let them make decisions necessary to run their organizations. Mr. Dredge has been very impressed with the way Chief Camp has handled things both professionally and on a personal level. Mr. Dredge is confident that no matter where Chief Camp goes or what he will do, he will be a success.

Ms. Griffiths noted it is a compliment to the Mayor and to Chief Rodriguez to have Chief Camp's colleagues from the fire department here. We appreciate all that you do. We know that every day the Firemen put their lives on the line for the protection of our citizens and we truly appreciate every single one of you. Good luck Blair.

b. Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah, recognizing and declaring August 8, 2005 as Murray's "National Kidsday."

Joint Resolution read by Mr. Robertson.

Mr. Brass made a motion to adopt the Joint Resolution.

Ms. Griffiths 2nd the motion

Call Vote Recorded by Ms. Heales

AYE/NAY

A Mr. Brass

A Ms. Griffiths

A Ms. Dunn

A Ms. Dredge

A Ms. Robertson

Motion passed unanimously.

Mayor Snarr presented the Joint Resolution to Brandon Horrocks from the Boys and Girls Club of South Valley. Mr. Horrocks is doing a fantastic job at the Club. The Mayor thanked Mr. Horrocks for all the efforts and all the good that he does, helping young children who have had some disadvantages in their lives. The Mayor said he is a believer in the Boys and Girls Club and the good they do in our community. He considers the club an asset, not just for Murray but for all communities that have Boys and Girls Clubs.

Mr. Horrocks, Area Director for Murray, thanked the Council and the City of Murray for supporting the Club for the past 38 years. He invited everyone out for Kidsday Celebration on Monday, August 8th from 4:00 p.m. to 8:00 p.m., and is looking forward to serving many more of Murray's youth.

c. Special Recognition of Shane Jackson for successful completion of a 4-year Lineworker Apprenticeship.

Staff Presentation: Gary Merrill, General Manager, Power Department

Mr. Merrill said it was a pleasure to come before the City Council. He added it is such an important evening with all of the positive recognitions that are going on this evening. Mr. Merrill stated it is his pleasure, as General Manager of Murray City Power, to highlight to the public the great success of our Apprenticeship Program.

Mr. Merrill continued, Shane Jackson has been an employee of Murray City since 1996. Mr. Jackson worked in the Cemetery and then came to the Power Department in 2000 as an Apprentice Arborist. This is a training ground for the basics leading to apprenticeship as a lineworker. It is very difficult to detail all that takes place with this apprenticeship program. But in brief it is a 4-year undertaking coordinated by the Intermountain Power Superintendents Association through Utah Valley State College. It is on the job training opportunity that leads, to each year, a competency test, a skills test, that must be passed or else the person doesn't advance. Advancement is part of the job, so the job is on the line for these people to progress. Besides Mr. Jackson they have three Line workers Apprentices in various stages, a Metering Technician Apprentice and a Utility Arborist Apprentice.

Mr. Merrill was thrilled to see Mr. Jackson progress, and when he passed his competency test he received glowing marks. Mr. Merrill shared very briefly the final letter from the Intermountain Power Superintendents Association that outlines Mr. Jackson's completion of the Journeyman level skill test. Mr. Jackson took the journeyman lineman test and he passed the practical portion of the test and the written test with a score of 99%, and the transformer test of 92%.

Mr. Jackson has now completed all requirements for the Journeyman Test. Mr. Merrill shares this information with everyone because it is critical for Mr. Jackson staying alive. Electricity is dangerous and life threatening. If we don't have the ability to train our employees then we can't be sure that we will see them tomorrow. Thorough training is important to his wife Christi and his family as well as to his co-workers and to the City.

The Apprenticeship Program is recognized by the United States Department of Labor. It is the equivalent of obtaining a college degree. With those comments, he asked Mr. Jackson to come forward to recognize him for superior achievement of becoming a Journeyman Lineman.

Mr. Merrill thanked Mr. Jackson and his wife.

Mr. Merrill also thanked Ken White. Ken is in his 4th year as Vice President of the Intermountain Power Superintendent Association. He sits on the committee that design the testing. He recuses himself from testing his own employees. Mr. White has done a wonderful job training our department.

Mr. Brass noted he has been involved with IPSA a long time. He has been on the Executive Committee for more than 20 years and Mr. Jackson's grades are excellent. It is a tough test, so we can get good linemen, who will work safely.

d. Special Recognition of the Murray City Power Department as recipient of the 2005 Scattergood System Achievement Award from the American Public Power Association.

Presentator: Gary Merrill, General Manager, Power Department

Mr. Merrill brought the award to the City not for a personal pat on the back but as a chance to share with the City what the industry thinks of Murray City Power. The E.F. Scattergood Award is the highest honor awarded by the American Public Power Association to Member Utilities in the United States and Canada. To achieve the award requires a concerted effort in all aspects of utility performance. Mr. Merrill was honored to be the General Manager of Murray City Power during the time we received this award in 2005, and also in 2001. He stated this is a demonstration of consistency and performance that is difficult to compare anywhere else in the county.

Mr. Merrill pointed out the power department doesn't do our work for awards. The department loves the awards because they recognize the employees and the team which includes the Power Advisory Board, Mayor, City Council, customers and industry associates, such as UAMPS, Intermountain Power Agency, and even the Intermountain Power Superintendents Association.

The E.F. Scattergood Award is named after an icon in public power, Mr. Scattergood was the General Manager of the Los Angeles Department of Water & Power and one of the key individuals responsible for the water aqueduct system in Los Angeles that made LA Basin habitable to the population that it has now. He also lead the charge to build Hoover Dam on the Colorado River.

B. CITIZEN COMMENTS

(Comments are limited to 3 minutes unless otherwise approved by the Council.)

None

C. CONSENT AGENDA

None scheduled.

D. <u>PUBLIC HEARING(S)</u>

PUBLIC HEARING #1047
Consider a Resolution reducing the
City Park Center Use Fees for the
Special Education Training Services
of the Murray School District,
a non-profit entity, pursuant to
Section 10-8-2 of the Utah Code.

a. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider a Resolution reducing the City Park Center Use Fees for the Special Education Training Services of the Murray School District, a non-profit entity, pursuant to Section 10-8-2 of the <u>Utah Code</u>.

Staff Presentator: Frank Nakamura, City Attorney

Mr. Nakamura noted under Utah law the City can grant a benefit without a monetary exchange if:

- A Public Hearing is held,
- It's for a non-profit entity,
- There's a finding that it benefits the community, the health safety & welfare of the community

Murray School District, a non-profit entity, has a Special Education Transition Services Program for adults with disabilities to help them prepare for life after their schooling is complete. They have made a proposal to use the Park Center at a reduced fee from \$5.00 a visit to \$10.00 a month. It is a benefit with no monetary value in exchange.

Sponsor: Jackie Harris, 8629 Silver Creek Road, Park City, UT

Ms. Harris, is a Transition Specialist for Murray City School District, stated this program is primarily for adult students ages 18 to 22. The individuals with Disabilities Act grants them public education until age 22 or until they get a high school diploma. Students with significant disabilities generally do not get their high school diploma at age 18. They stay with us for the Transition Training and its community access to learn training such things as how to ride public transportation. Recreation and leisure is a part of the training. Wee would like them to use the Park Center not at peak hours, just the hours that we are with them, which is approximately 8:00 a.m. until 3:00 p.m. There would be approximately 15 students involved.

PUBLIC COMMENT

None

PUBLIC HEARING CLOSED

b. <u>Council consideration of the above matter to follow Public Hearing.</u>

Ms. Dunn made a motion to approve the resolution to reduce the fees for these students.

Mr. Dredge 2nd the motion.

Call Vote Recorded by Ms. Heales

AYE/NAY

A Mr. Brass
A Ms. Griffiths
A Ms. Dunn
A Ms. Dredge
A Ms. Robertson

Motion passed unanimously.

Ms. Dunn thanked Ms. Harris for all the year's she has worked with these young people and made such a difference in their lives. She admires people that work with the disabled kids. Ms. Harris has done a very good job.

PUBLIC HEARING #1049

Consider an Ordinance relating to Zoning; amends the Zoning Map for property located at 580, 584 and 598 West 5300 South, Murray City, Utah from R-1-8 (Single Family Low Density Residential District) to R-N-B (Residential Neighborhood Business District) (Justin Parker)

a. <u>Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:</u>

Consider an Ordinance relating to Zoning; amends the Zoning Map for property located at 580, 584 and 598 West 5300 South, Murray City, Utah from R-1-8 (Single Family Low Density Residential District) to R-N-B (Residential Neighborhood Business District) (Justin Parker)

Presentor: Dennis Hamblin, Planning Commission

Mr. Hamblin noted this is an item which was reviewed before the Planning & Zoning Commission on July 16, 2005. The request is for the property located on the north side of 5300 South between Allendale which is 600 West and Hamlin. The petition is for the three properties that face onto 5300 South. These properties are zoned R-1-8 and the requestor has asked that they would be rezoned to Residential Neighborhood Business District.

The petition is for a dental office with a conceptual plan. It will require buffering and landscaping and the requirements of the Residential Business Neighborhood zone. This was reviewed by the Planning Commission and comes with a recommendation of 4 in favor, 1 abstention and 1 nay.

Sponsor: Justin Parker, 999 South Main Street, Salt Lake City, UT

Mr. Parker said he is proposing to put in an Orthodontic Office. It is going to look more like a residential house. The plan is to have 4 suites, but maybe only 3, depending on what he can do with the City as far as all the laws and regulations of Residential Business Zoning.

PUBLIC COMMENT

Bonnie Humphrey, 5348 Hamlin Street, Murray, UT

Ms. Humphrey has lived in Murray for 35 years. Hamlin Street is a well-kept neighborhood. The 3 properties which you are talking about are so run down, and has belonged to Mr. Parker for 1-1/2 years, and another house over to the east. There has been no upkeep, and it has become a slum. Ms. Humphrey had rats in her backyard. The Jones' never allowed cars to be on that vacant lot. As long as Ms. Humphrey has lived there, there has never been a house there. There was always a No Trespassing sign. We have made calls. The people have dead pine trees around their property, and it is not a safe home. No one has mowed the lawn.

Ms. Humphrey asked the Council to weigh her concerns. These are our homes which we are talking about. This is our future. We don't want this re-zoned to a man who buys the property let's it run down and preys on the Council that he needs it re-zoned because it is a mess.

Vicki Yocum, 5298 Hamlin Street, Murray, UT

Ms. Yocum has enjoyed living in Murray for 28 years.. Her only objection to rezoning it, is how the traffic coming through the neighborhood will be handled. Right now there is a lot of traffic coming through from Cambridge College. There is a lot of traffic coming through all the time. Ms. Yocum would rather see a Dental Office than something that stays open all night, but she is concerned about the traffic issue.

Mr. Dredge asked Mr. Parker how many patients plans on seeing a day and how many employees.

Mr. Parker said he has about 10 employees and he sees 15 to 100 patients a day.

JoAnn Beeny, 5341 Allendale, Murray, UT

Ms. Beeny asked where the entrance to the building will be. Is there room for 52 cars to be parked there? The area is so run down she would like to see this dental office go in. It is a trashy mess and it has to downgrade our property as it is. If this goes in will it affect property values?

Mr. Nakamura noted it will be the County Assessor who determines that.

Ms. Beeny continued, the property is rundown, it is a fire hazard. If this dental office goes in and it is done nicely, she is for it.

Mr. Brass noted that the Council is looking at a zoning change tonight They need to decide if it is appropriate, does it meet the general plan? We are not deciding what might go on that property.

Ms. Griffiths noted this Residential Neighborhood Business District is a new zoning district which was implemented over the last year and it is to provide a transition between business and residential properties to improve the harmony between the two for the purposes of coexisting. It would enhance the neighborhood and allow both of these uses to exist in harmony.

Ms. Griffiths sat on the Planning & Zoning Commission prior to her election as a City Council member. This is the fourth time she has heard applications on this property. The others were denied because it was contrary to the General Plan, but with the increasing traffic on that street, it was not conducive to residential use. She personally sees this as enhancing the neighborhood, improving property values, and improving the community as a whole.

Mr. Dredge noted they have seen how the these residential areas that are along very busy streets, have a tendency to run down because people don't want to live there, because they can't back their cars out on the busy streets. Then, they become rental properties, and the properties goes down hill. Then developers want to change the zoning to a commercial or general office and you can get this big monstrosity built next to the houses.

The zone we are talking about is designed so people who are living by these busy streets don't have a monstrosity in their back yard. This zone, R-N-B allows something that is a good land use for the area. There are limitations in size, building materials, and need the look and feel like a residential type building.

Mr. Dredge continued, after sitting on Planning & Zoning, he found this to be a constant battle between property owners, what type of zoning it should have. The general rule, property owners are going to maximize their investment in the property by building bigger. This R-N-B zone helps limit size that and protects the residents interest.

Ms. Dunn noted, in terms of the City Council, this is a zone which they have looked at for a long time trying to implement and get it into place because we represent areas just like this in all five districts. We all have these busy areas that people don't want to live anymore. Unfortunately when you start changing zones, it starts to impact the people who live just off of those streets. This is something we have tried to put into place so we don't impact the residents so much. In fact if we didn't have this zone and people came in for commercial zoning, it likely would go to that at some point, you would be looking at fast food restaurants and a lot of other businesses that would bring a whole lot more traffic and a whole lot more problems. This is a land use decision to put something there that is in better harmony with the neighborhood.

PUBLIC COMMENT CLOSED

PUBLIC HEARING CLOSED

b. Council consideration of the above matter to follow Public Hearing.

Ms. Griffiths made a motion to adopt the ordinance relating to Zoning; amends the Zoning Map for property located at 580, 584 and 598 West 5300 South, Murray City, Utah from R-1-8 (Single Family Low Density Residential District) to R-N-B (Residential Neighborhood Business District)

Mr. Brass 2nd the motion

Call Vote Recorded by Ms. Heales

AYE/NAY

| A | Mr. | Brass |
|---|-------|--------------|
| | 1,11. | 21400 |

A Ms. Griffiths

A Ms. Dunn

A Ms. Dredge

A Ms. Robertson

Motion passed unanimously.

PUBLIC HEARING #1050

Consider an Ordinance relating to Zoning; amends the Zoning Map for property located at 995 and 987 East Vine Street, Murray City, Utah from A-1 (Agricultural District) to R-1-8 (Single Family Low Density Residential) (Applicant: Freiss Development Group)

a. <u>Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:</u>

Consider an Ordinance relating to Zoning; amends the Zoning Map for property located at 995 and 987 East Vine Street, Murray City, Utah from A-1 (Agricultural District) to R-1-8 (Single Family Low Density Residential) (Applicant: Freiss Development Group)

Presentor: Dennis Hamblin

Mr. Hamblin noted this was an item which was reviewed on June 16, 2005 by the Planning Commission. The property is currently zoned A-1 and the petitioner wants to change it to an R-1-8 Single Family Low Density zone. The petitioner is proposing to come back with a subdivision proposal. This item was reviewed by the Planning Commission and comes with a favorable recommendation with a 6-0 vote.

Mr. Robertson noted we are talking about a land use issue tonight.

<u>David Freiss, Freiss Development Group4326 West Elk Rim Road, South Jordan, UT</u>

Mr. Freiss noted they have an offer on the property now and are going ahead with the re-zone with the Planning Commission on the 18th of this month.

PUBLIC COMMENT

Michelle Michalawicz, 940 Tahnia Park Circle, Murray, UT

Ms. Mechalawicz asked if we were discussing the rezoning just for this particular area.

Mr. Robertson noted just the property as outlined in the agenda.

Barbara Croft, 1017 Belle Meadows Way, Murray, UT

Ms. Croft's property backs onto this property and she is pleased with what they are proposing. She wanted to know what assurance there is if they don't get the zone change and then change their plan to something else.

Mr. Robertson noted this is just a zone change.

Emerson Larkin, 969 East Vine Street, Murray, UT

Mr. Larkin's expressed his concern about his irrigation situation. He is all for the program if he can control his water. He would like to find this out before it is approved.

Mr. Nakamura noted the City does not have authority over the ditch. It is owned by the shareholders of the ditch company. The developer will have to get a hold of the ditch company. The ditch company has an easement and has a right to built to the property line.

PUBLIC COMMENT CLOSED

PUBLIC HEARING CLOSED

b. Council consideration of the above matter to follow Public Hearing.

Mr. Brass noted finding this consistent with the General Plan he recommends we adopt the ordinance relating to zoning which amends the Zoning Map for property located at 995 and 987 East Vine Street, Murray City, Utah from A-1 (Agricultural District) to R-1-8 (Single Family Low Density).

Mr. Dredge 2nd the motion.

Call Vote Recorded by Ms. Heales

AYE/NAY

A Mr. Brass

A Ms. Griffiths

A Ms. Dunn

A Ms. Dredge

A Ms. Robertson

Motion passed unanimously.

E UNFINISHED BUSINESS

None scheduled.

F. <u>NEW BUSINESS</u>

None scheduled.

G. MAYOR

1. Report

- ✓ Mayor Snarr talked to David Graver about the time schedule for the hospital and how it was coming along. The workers are working 5-10's. They are getting caught up and they will continue to work that schedule until they get caught up or ahead of schedule. They should have the south west parking lot done by the end of September
- ✓ Mayor Snarr noted the crane is over at the bridge on 5300 South and they are lifting the girders right now. They are working through some issues of Electrical Lines being taken across 5300 South. They will shut it down at night.
- Stevens Henager College will be done next spring. They are working on the parking lot now.

2. Questions of the Mayor

H. ADJOURNMENT

Recorded by: Carol Heales